

APPROPRIATION.

CHAPTER 9.

GENERAL APPROPRIATION BILL.

AN ACT, Providing for an appropriation for the maintenance of the several Public Institutions of the Territory of Dakota.

Be it Enacted by the Legislative Assembly of the Territory of Dakota :

§ 1. IN GENERAL.] That there is hereby appropriated the following sums of money, or so much thereof as may be necessary out of any monies in the Territorial Treasury not otherwise appropriated for the purpose of paying the current and contingent expenses of the different Territorial Institutions of Dakota, as hereinafter mentioned for the ensuing two years, viz:

“University of Dakota, at Vermillion;” “University of North Dakota, at Grand Forks;” “Madison Normal School, of Madison;” “Normal School, at Spearfish;” “Dakota Reform School, at Plankington;” “Dakota Agricultural College, at Brookings;” “School of Mines, at Rapid City;” “Dakota School for Deaf Mutes, at Sioux Falls;” “Dakota Penitentiary, at Sioux Falls;” Bismarck Penitentiary, at Bismarck, Dakota;” “Dakota Hospital for Insane, at Yankton, Dakota;” “North Dakota Hospital for Insane, at Jamestown, Dakota;” Commissioner of Immigration.”

§ 2. UNIVERSITY OF DAKOTA.]

UNIVERSITY OF DAKOTA.

| | |
|---|-----------|
| For the salaries of president, professors and teachers..... | \$ 50 000 |
| For janitor and engineer..... | 2 500 |
| For secretary and superintendent..... | 2 000 |
| For library..... | 1 000 |
| For apparatus and cabinets..... | 1 500 |
| For furniture..... | 1 500 |
| For lights and fuel..... | 7 000 |
| For contingent fund..... | 1 000 |
| For alteration and repairs to building..... | 500 |
| For grounds and repairs..... | 1 000 |
| For water and drainage..... | 2 500 |

\$ 70 000

§ 3. UNIVERSITY OF NORTH DAKOTA.]

UNIVERSITY OF NORTH DAKOTA.

| | |
|--|-----------|
| For president and for instructional force..... | \$ 36 000 |
| For incidental fund..... | 1 500 |
| For museum fund..... | 1 000 |
| For library fund..... | 1 000 |
| For apparatus fund..... | 1 000 |
| For fuel fund..... | 5 000 |
| For water supply..... | 1 500 |
| For janitor and engineers..... | 3 000 |
| For grounds..... | 500 |
| For secretary and superintendent..... | 2 000 |
| For building repairs..... | 1 000 |
| For furnishing and heating for dormitory..... | 3 500 |
| Total..... | \$ 57 000 |

§ 4. MADISON NORMAL SCHOOL.]

FOR THE MADISON NORMAL SCHOOL.

| | |
|--|-----------|
| For salaries of president, professor and teachers..... | \$ 21 000 |
| For salary of secretary..... | 500 |
| For engineers, firemen and janitor..... | 2 500 |
| For fuel and lights..... | 3 500 |
| For library, book-cases, etc..... | 1 000 |
| For chemicals, shelves etc..... | 1 000 |
| For incidental expenses..... | 1 000 |
| For deficiency in incidental fund for 1888..... | 200 |
| For improvement of grounds..... | 1 000 |
| Total..... | \$ 31 700 |

§ 5. SPEARFISH NORMAL SCHOOL.]

NORMAL SCHOOL AT SPEARFISH.

| | |
|---|-----------|
| For salary of principal and teachers..... | \$ 19 600 |
| For pay of janitor..... | 1 200 |
| For library and apparatus..... | 1 000 |
| For incidental expenses..... | 1 000 |
| For fuel and lights..... | 1 500 |
| For chemical laboratory..... | 1 500 |
| For improvements of grounds..... | 1 000 |
| For connecting water works..... | 3 500 |
| For museum..... | 800 |
| Total..... | \$ 31 100 |

§ 6. REFORM SCHOOL.]

DAKOTA REFORM SCHOOL AT PLANKINGTON.

| | |
|--|----------|
| For superintendent and employes two years..... | \$ 3 000 |
| For lights and fuel two years..... | 2 000 |

| | |
|---------------------------------|-----------|
| For maintenance two years..... | 5 000 |
| For barns, sheds and tools..... | 1 000 |
| Total..... | \$ 11 000 |

§ 7. AGRICULTURAL COLLEGE.]

DAKOTA AGRICULTURAL COLLEGE.

For salaries of President and Secretary, Professors, Instructors, Book-keeper, Librarian, Foreman, Janitor and Engineer for two years, thirty-five thousand dollars.

For fuel and lights, five thousand five hundred dollars.

For student labor, two thousand dollars.

For incidentals, printing, postage, telegraphing, freight, express, etc., two thousand dollars.

Tools and machinery for shops, cooking range, sewing machines, and other outfit, domestic economy, mathematical instruments, library, fences and farm house repairs, two thousand and three hundred and twenty-five dollars.

Trees, tools, etc., for forestry and gardens, furniture for dormitory and recitation rooms, repairs to steam apparatus, repairs to roof and water pipes and eave troughs, repairs and finishing basement rooms for shops, chemical laboratory, material for cooking classes, six thousand five hundred and fifty dollars.

§ 8. SCHOOL OF MINES.]

SCHOOL OF MINES AT RAPID CITY.

| | |
|--|-----------|
| For salaries of professors, laboratory, for assistant engineer and mechanic and janitor..... | \$ 24 000 |
| For continuance of geological survey and printing of reports inclusive of printing two thousand copies of last report..... | 3 500 |
| For maintenance of laboratory..... | 2 000 |
| For fuel, water, library and contingent expenses..... | 4 000 |
| Total..... | \$ 33 500 |

§ 9. SCHOOL OF DEAF MUTES.]

DAKOTA SCHOOL FOR DEAF MUTES, SIOUX FALLS.

| | |
|--|----------|
| For fuel and lights..... | \$ 2 500 |
| Medicines..... | 200 |
| Salary of superintendent..... | 3 000 |
| Salary of matron..... | 1 000 |
| Salary of physician..... | 400 |
| Salary of one teacher of first-class..... | 1 500 |
| Salary of one assistant first-class..... | 1 500 |
| Salary of one teacher of drawing..... | 800 |
| Salary of one boys supervisor..... | 1 200 |
| For salary of one foreman turner shop..... | 800 |
| For salary of one night watchman..... | 800 |
| For salary of choreman and gardener..... | 800 |

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| For salary of cook and four hall and kitchen girls..... | 1 500 |
| For maintenance of pupils, necessary clothing, board of em- ployes and officers residing in school..... | 17 000 |
| Incidental fund..... | 800 |
| Total..... | \$ 33 800 |

§ 10. PENITENTIARY, SIOUX FALLS.]

DAKOTA PENITENTIARY, SIOUX FALLS, D. T.

| | |
|---|------------------|
| For warden salary..... | 4 000 |
| For deputy warden salary..... | 2 000 |
| For clerk and assistant gate keeper..... | 1 800 |
| For officers and guards fund..... | 20 000 |
| For maintenance fund..... | 20 000 |
| For incidental expense fund..... | 2 500 |
| For physician and medicine..... | 1 000 |
| For discharged convict fund..... | 1 500 |
| For fuel, lights, directors and clothing..... | 12 000 |
| For repairs and improvements..... | 6 500 |
| For teachers and librarian..... | 1 000 |
| Total..... | \$ 72 300 |

§ 11. PENITENTIARY, BISMARCK.]

TERRITORIAL PENITENTIARY, AT BISMARCK.

| | |
|---|------------------|
| Warden's salary for two years..... | \$ 3 800 |
| Deputy wardens salary for two years..... | 2 000 |
| Book-keeper and assistant gate keeper..... | 1 800 |
| Maintenance for two years..... | 16 000 |
| Guards and employes for two years..... | 15 000 |
| Fuel and lights for two years..... | 6 000 |
| Clothing and bedding for two years..... | 2 000 |
| Incidentals for two years..... | 2 500 |
| Transportation, clothing and aid to discharged prisoners... for two years..... | 1 500 |
| Repairs and improvements..... | 4 000 |
| Physician and medicine..... | 2 000 |
| Teacher and librarian..... | 1 000 |
| Total..... | \$ 57 600 |

§ 12. YANKTON INSANE HOSPITAL.]

YANKTON INSANE HOSPITAL.

| | |
|---|-----------|
| For maintenance of patients..... | \$ 50 000 |
| For wages of employes..... | 26 000 |
| For fuel and electric lights for old and new buildings..... | 23 000 |
| For drugs, medicines, books and amusements..... | 3 000 |
| For incidental expenses..... | 2 500 |
| For return and burial of patients..... | 1 500 |

| | |
|--|------------|
| For brick smoke stack and additional coal sheds..... | 2 000 |
| For improvement of hospital farm..... | 2 000 |
| For improvement of hospital grounds..... | 500 |
| Amount due Carr and Richey for work and material on... artesian well..... | 575 |
| Total | \$ 111 075 |

§ 13. JAMESTOWN INSANE HOSPITAL.]

HOSPITAL FOR THE INSANE AT JAMESTOWN.

| | |
|---|--------|
| Maintenance of patients.....* | 50 000 |
| Fuel and lights..... | 25 000 |
| Wages of employes..... | 26 000 |
| Water supply..... | 1 000 |
| Covering pipes..... | 500 |
| Electric light supplies..... | 1 000 |
| Furniture | 1 500 |
| Returning patients and burial of the dead..... | 1 500 |
| Medical supplies, surgical instruments and books..... | 2 000 |
| Farm machinery..... | 500 |
| Improvement of grounds..... | 500 |
| Plumbing in old building..... | 500 |
| Repair fund..... | 2 000 |
| Incidental fund..... | 2 500 |

Total..... \$ 114 500

§ 14. COMMISSIONER OF IMMIGRATION FOR PRINTING, &c.] There is hereby appropriated for the various purposes embraced in Section 11, Chapter sixty-six, Laws of 1885, the same relating to the general printing, publication and expense fund of the office of the Commissioner of Immigration, the sum of seven thousand dollars for the year ending December 31st, 1889. And the sum of seven thousand dollars for the year ending December 31st, 1890, to be paid out of any funds belonging to the Territory not otherwise appropriated.

§ 15. ARTESIAN WELL AT JAMESTOWN HOSPITAL.] There is hereby appropriated for the purpose of sinking an artesian well for the North Dakota Hospital for Insane, at Jamestown, Dakota Territory, the sum of seven thousand dollars, or so much thereof as may be necessary; provided that the contract for sinking said well shall specify that no money shall be paid therefor from this appropriation until the trustees of said institution shall satisfy the Auditor of the Territory, that said well is fully completed and a flow of water sufficient for the needs of the institution obtained.

§ 16. HOW DISBURSED.] The funds hereby appropriated for the maintenance of the penitentiaries at Sioux Falls and Bismarck, shall be disbursed by the Boards of Directors thereof, under such regulations as may be prescribed by the Governor and Auditor of the Territory, upon presentation of the original bills and vouchers.

§ 17. EFFECT WHEN.] This act shall take effect and be in force immediately after its passage and approval.

COUNCIL CHAMBER,
BISMARCK, D. T., March 8th, 1889. }

I hereby certify that the within act together with the objections of his Excellency, Governor Louis K. Church, was returned to the Council, the House in which it originated on the 7th day of March, 1889. That the objections of the Governor were read at length and entered upon the Journal, that thereupon the said bill was laid over for consideration until March 8th, 1889, and upon that day the matter coming up for consideration the question was put, "Shall this bill pass, the objections of the Governor to the contrary notwithstanding?" The roll was called and the bill did pass, more than two-thirds of the members present and voting, voting in the affirmative.

Attest: R. E. WALLACE,
Chief Clerk.

SMITH STIMMEL,
President of the Council.

HOUSE OF REPRESENTATIVES,
BISMARCK, Dakota, March 8th, 1889. }

I hereby certify that the within act together with the objections of his Excellency, Governor Louis K. Church, was received by the House from the Council, that being the House in which it originated on the 8th day of March, 1889. That the objections of the Governor were read at length and entered upon the Journal; that thereupon the said bill came before the House for consideration and the question was put, "Shall this bill pass, the objections of the Governor to the contrary notwithstanding?" The roll was called and the bill did pass, more than two-thirds of the members present and voting, voting in the affirmative.

Attest: JOHN G. HAMILTON,
Chief Clerk.

H. H. KEITH,
Speaker of the House.

CHAPTER 10.

UNUSED BALANCES RE-APPROPRIATED TO THE NORTH DAKOTA UNIVERSITY.

AN ACT, Entitled an Act to Re-appropriate Unused Balances of the University of North Dakota.

WHEREAS, The report of the Auditor of the Territory shows certain balances to the credit of the teachers fund of the University of North Dakota on the 12th day of March, A. D. 1887, which balances were taken into consideration by the Regents of said University when the estimates were made, and an appropriation asked for at the 17th Session of the Legislative Assembly; and whereas, The Territorial Auditor decides that the said balances are not available for the current expenses for the two years ending March 12th, 1889, consequently, the appropriation of 1887, having been exhausted, there are no funds on hand to pay the salaries of the Professors and Teachers, and other expenses for the months of January, February and March, A. D. 1889; therefore

Be it Enacted by the Legislative Assembly of the Territory of Dakota:

§ 1. RE-APPROPRIATION FOR SALARIES.] That there is hereby re-appropriated out of the unused balances to the credit of the several funds of the University of North Dakota, as shown by the records in the office of the Territorial Auditor on March 12th, 1887, so much

of such funds as shall be necessary to pay the salaries and other expenses of said University for the months of January, February, 1889, and until the funds for maintenance, appropriated at the present session shall be available for such purposes, and the auditor is hereby instructed to audit vouchers and draw his warrant upon said funds for the payment of the same.

§ 2. EFFECT—WHEN.] This act shall take effect and be in force from and after its passage and approval.

COUNCIL CHAMBER.

BISMARCK, D. T., March 8, 1889. }

I hereby certify that the within act, together with the objections of his Excellency, Governor Louis K. Church, was returned to the Council, the House in which it originated, on the — day of March, 1889. That the objections of the Governor were read at length and entered upon the journal, that thereupon the said bill was laid over for consideration, until March 8th, 1889, and upon that day the matter coming up for consideration, the question was put, "Shall this bill pass, the objections of the Governor to the contrary, notwithstanding?" The roll was called and the bill did pass, more than two-thirds of the members present and voting, voting in the affirmative.

Attest: R. E. WALLACE,
Chief Clerk.

SMITH STIMMEL,
President of the Council.

HOUSE OF REPRESENTATIVES,

BISMARCK, Dakota, March 8, 1889. }

I hereby certify that the within Act, together with the objections of his Excellency, Governor Louis K. Church was received by the House from the Council, that being the House in which it originated, on the 8th day of March, 1889. That the objections of the Governor were read at length and entered upon the journal; that thereupon the said bill came before the House for consideration and the question was put, "Shall this bill pass, the objections of the Governor to the contrary, notwithstanding." The roll was called and the bill did pass, more than two-thirds of the members present and voting, voting in the affirmative.

Attest: JNO. G. HAMILTON,
Chief Clerk.

H. H. KEITH,
Speaker of the House

CHAPTER 11.

FOR EXPENSES OF VETERINARIAN INVESTIGATION BY THE
LEGISLATURE.

A JOINT RESOLUTION, Providing for an Appropriation for the Payment of Witnesses and other Expenses in the Investigation of the Conduct and Management of the Office of Territorial Veterinarian.

Be it Enacted by the Legislative Assembly of the Territory of Dakota:

§ 1. APPROPRIATION.] That there is hereby appropriated out of the general fund of this Territory not otherwise appropriated the sum of \$400 or as much thereof as may be necessary to pay the expenses of the investigation into the conduct and management of the office of Territorial Veterinarian.

§ 2. EFFECT—WHEN.] This act shall take effect and be in force immediately.

Approved, March 7, 1889.

CHAPTER 12.

EXPENSES OF CHIEF CLERKS OF HOUSE OF REPRESENTATIVES
AND COUNCIL IN THE SEVENTEENTH SESSION.A JOINT RESOLUTION To Reimburse Legislative Officers for Certain
Expenses.

Be it Resolved by the Legislative Assembly of Dakota Territory :

That the sum of eighty-eight dollars is hereby appropriated out of any fund in the Territorial Treasury to compensate W. G. Eakins for expenses incurred and services rendered in assisting as Chief Clerk of the House of Representatives of the Seventeenth Session, in the organization thereof at its present session as required by sections fourteen and fifteen of chapter 2 of the Political Code.

There is also appropriated the sum of eighty-six dollars to reimburse for expenses and to pay for similar services of T. A. Kingsbury at the organization of the council at its present session.

Approved, February 12, 1889.

CHAPTER 13.

TO PAY WITNESS FEES IN INVESTIGATION OF JAMESTOWN
HOSPITAL.

JOINT RESOLUTION.

WHEREAS, in the investigation of the affairs and the condition of the Hospital for the Insane at Jamestown, the joint committee appointed from the Council and the House have found it necessary to procure the attendance of Mrs. Julia R. Schumaker and Miss Bertha Kinney from Duluth, Minnesota, and also of Fred. J. Clippert from Minneapolis, Minnesota; and, *Whereas*, the aforesaid witnesses have traveled to and from the said places to the City of Bismarck in attendance as witnesses upon said investigation in behalf of the Territory, *Therefore*, be it resolved by the Legislative Assembly of the Territory of Dakota:

§ 1. APPROPRIATION.] That the following sums are hereby appropriated out of any funds of the Territorial Treasury not otherwise appropriated, for the persons herein designated: For Fred. J.

Clippert, mileage from Minneapolis and return, balance on mileage outside the Territory, \$26.40.

For Mrs. Julia R. Schumaker, mileage from Duluth to Bismarck and return, balance on mileage outside the Territory, \$25.10.

For Miss Bertha Kinney, mileage from Duluth to Bismarck and return, balance on mileage outside the Territory, \$25.10.

§ 2. ON ORDER OF COMMITTEE.] The Territorial Treasurer shall pay the aforesaid amounts on the order of the said committee duly approved by the Chairman thereof.

§ 3. EFFECT—WHEN.] This resolution shall take effect immediately on its passage.

Approved, February 18, 1887.

ARTESIAN WELLS.

CHAPTER 14.

TO PROVIDE FOR SINKING AND CONSTRUCTION OF WATER COURSES THEREFROM.

AN ACT To Provide for the Sinking of Artesian Wells and Construction of Water Courses therefrom.

Be it Enacted by the Legislative Assembly of the Territory of Dakota :

§ 1. COMMISSIONER CREATED.] That for the purpose of carrying into effect the provisions of this act, the Judge of Probate of each county shall be ex-officio county Artesian Well Commissioner, which office is hereby created.

§ 2. APPLICATION BY TEN RESIDENT FREEHOLDERS.] Before the Artesian Well commissioner shall take any action toward creating or establishing any Artesian well, there shall be filed with him an application, signed by not less than ten resident free holders of any township or townships in which such Artesian well and the lands to be benefited thereby, and to be assessed therefor, may be situated giving a description of the place where said well is proposed to be located, and also a definite description of the beginning, the route, and the terminus of the water way through which it is proposed that the water from such well shall flow when the same is completed and in operation, and offering the right of way for said well and such water way through their said land, and who shall be subject to direct assessment therefor.